

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	8:05CR229
)	
v.)	
)	
SHANLENN F. BURGESS,)	ORDER
)	
Defendant.)	
)	

This matter is before the court on the motion of Shanlenna F. Burgess to continue trial (#43), now set for January 3, 2006. For good cause shown, and noting the defendant's absence from the district, trial will be continued to February 21, 2006.

IT IS ORDERED that the motion for continuance (#43) is granted, as follows:

1. Trial of this matter is continued from January 3, 2006 to **February 21, 2006** before Judge Laurie Smith Camp and a jury.

2. The ends of justice will be served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **January 3, 2006 and February 21, 2006**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reasons stated in the motion, and considering the diligence of counsel. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED December 27, 2005.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**